

[ELECTRONIC MONITORING]

Los Angeles County Probation Department



Deputy Director,
Richard Giron

PROGRAM DESCRIPTION

Electronic Monitoring Program

In accordance with Penal Code 1203.016, the Electronic Monitoring Program is available as an alternative to custody. The Probation Department contracts with a private vendor to provide electronic monitoring services. In collaboration with the Sheriff's Community Based Alternatives to Custody Unit; staff screens post-sentenced county jail inmates for possible participation. Additionally, defendants can be referred or ordered by the court on misdemeanor or felony cases as a pretrial release or as a sentencing option. Staff conduct defendant interviews, check criminal records, and complete a risk assessment and notify the Sheriff, Court and the vendor of the suitability assessment findings.

Supervised Release Program

The court will render the decision of pretrial supervision and optional conditions such as Global Positioning System (GPS) and/or Alcohol Monitoring. Supervised Release Program (SRP) case managers will utilize evidence-based practices, strategies, and graduated levels of supervision to provide defendants with pretrial monitoring and resources needed to promote their success while released in the community. Defendants will have the least restrictive conditions necessary to assure court appearance and protect public safety. SRP case managers will refer and connect defendants to appropriate services as identified or as ordered by the court, monitor, and encourage compliance with conditions of release, and discourage pretrial misconduct.

Supervised Release – Pretrial Services

Currently 588 are on the program (07/25/22)

- Monitoring only
- GPS
- GPS/Alcohol

ELECTRONIC MONITORING

Electronic Monitoring – Pretrial Services

Currently 520 are on the program (07/25/22)

- Pre
- Court Post
- LASD Post

Supervised Release Program (SRP)		Remanded
New arrest: (53%)	137	72 - (52%)
Stay away/exclusion alarm: (16%)	43	12 - (27%)
Curfew violation (4%)	12	4 - (33%)
Inclusion alerts: (3%)	8	1 - (12%)
No Contact: (12%)	32	18 - (56%)
Failing to charge device: (2%)	5	1 - (20%)
Sobertrack Failed Test: (8%)	19	4 - (21%)
Sobertrack Missing Test: (less than 1%)	2	0
Total for Non- Compliance	258	112 (43%)

FOR THE SUPERVISED RELEASE PROGRAM (SRP)

(01/01/22 TO 06/06/22)

Electronic Monitoring Program (EM)

New Arrest: (5%)	59
Exclusion alarm: (3%)	35
Curfew violation: (29%)	316
Failing to charge device: (22%)	243
SCRAM Failed Test: (14%)	158
Sobertrack Failed Test: (8%)	83
Failure to report to orientation: (5%)	63
Failure to answer phone: (8%)	88
Failure to provide activity sheet:(4%)	40
Total for Non- Compliance	1085

ELECTRONIC MONITORING PROGRAM (EM)

(01/01/22 TO 06/08/22)



COUNTY OF LOS ANGELES PROBATION OVERSIGHT COMMISSION

INFORMATION RECEIVED IN RESPONSE TO ELECTRONIC MONITORING DATA REQUESTS

poc.lacounty.gov



On May 26, 2022, the Probation Oversight Commission (POC) requested the data on Electronic Monitoring (EM) from the Los Angeles County Probation Department (Probation). In response to the POC's request for information, Probation's Executive Staff Director Jessica Gama provided the following responses on July 26, 2022:

- *Research and evidence considered when adopting the two EM programs, regarding EM's relationship to public safety*

EM was developed and used primarily as part of the CBAC (Community-Based Alternatives to Custody) in April 1997. In addition to CBAC, it was also available to pretrial defendants via court referral. As for SRP, we visited and/or looked at other agencies/programs such as OC, Ventura, LA AB109, and reviewed materials from Sonoma County, Brooklyn, New Mexico Pretrial Work Group, NIC, NAPSA standards and current EM program.

- *Report on how frequently the Probation Department recommends EM in both programs versus how frequently the court orders EM without a recommendation of EM from Probation*

The Probation Department does not recommend EM in both programs, EM referrals and court orders are court initiated for both programs.

- *Report on Probation's policy for recommending removal of an EM condition after a person has been in compliance and on how many times Probation makes that recommendation in an average month*

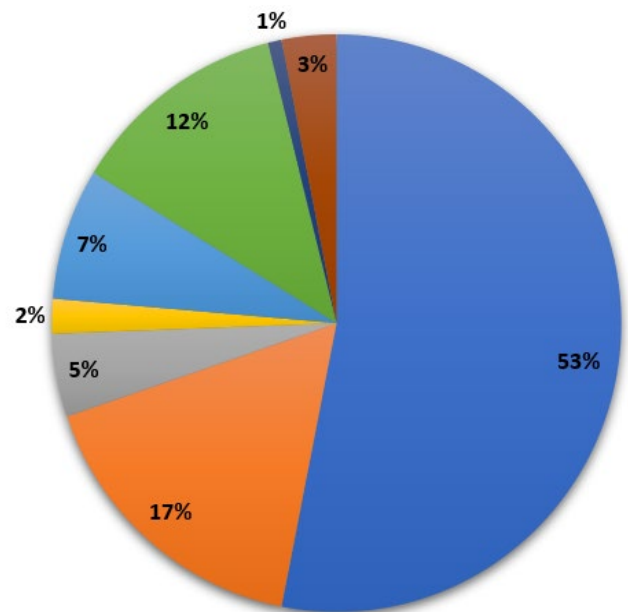
EM – Per the contract, the subcontractor monitors participants according to the days and conditions set forth by the court or Sheriff. The subcontractor does not recommend removal of electronic monitoring.

SRP – SRP may request removal condition of GPS/alcohol after 90 days of compliance. However, [Probation] currently does not capture this data. The program supervisors confirmed that they do not recall anyone being removed from GPS but they did confirm that clients have received level of monitoring adjusted (For example, going from weekly compliance check to monthly compliance check). [Probation] will be implementing this procedure for PREP 2.0 where the Case Manager will be required to provide a progress report to the court for removal if they are in good standing after 90 days.

- Review of the technical violations (“non-compliance”) of EM and data on specifically what the non-compliance violations were for (2021 or most recent data)

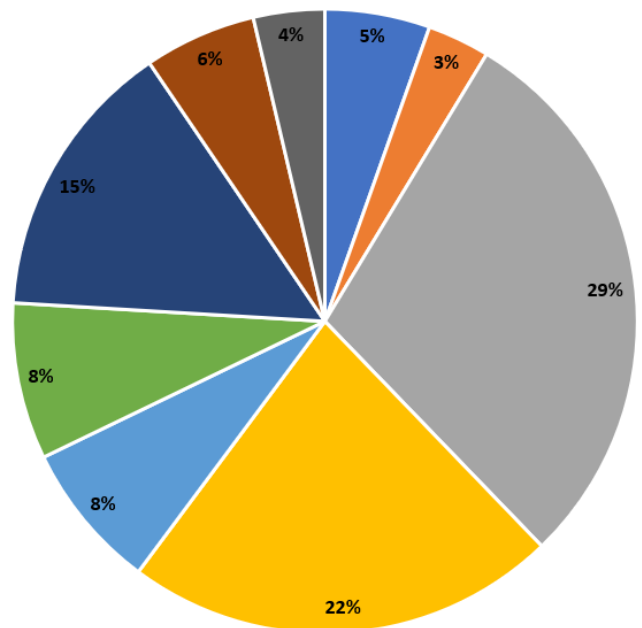
For SRP, [Probation’s] system currently does not support the gathering of this data. The below data is tracked manually. There was a total of 258 non-compliance reports generated between 1/1/22 to 6/6/22 and below is the breakdown by reasons of the non-compliance report.

New arrest: 137 (53%)
Stay away/exclusion alarm: 43 (17%)
No Contact: 32 (12%)
Sobertrack Failed Test: 19 (7%)
Curfew violation: 12 (5%)
Inclusion alerts: 8 (3%)
Failing to charge device: 5 (2%)
Sobertrack Missing Test: 2 (1%)

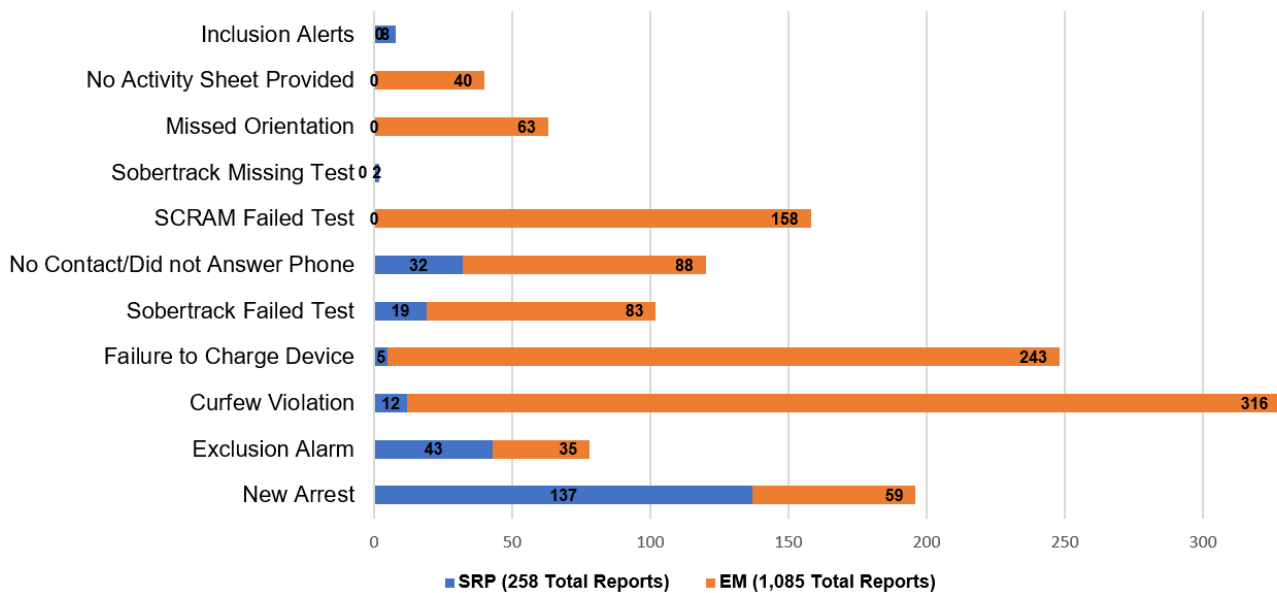


For EM, the below is provided by the vendor. There was a total of 1085 non-compliance reports generated between 1/1/22 to 6/8/22 and below is the breakdown by reasons of the non-compliance report.

Curfew violation: 316 (29%)
Failing to charge device: 243 (22%)
SCRAM Failed Test: 158 (15%)
Failure to answer phone: 88 (8%)
Sobertrack Failed Test: 83 (8%)
Failed to report to orientation: 63 (6%)
New arrest: 59 (5%)
Failure to provide activity sheet: 40 (4%)
Exclusion alarm: 35 (3%)



This chart shows a direct comparison of the 258 SRP non-compliance reports to the 1,085 EM non-compliance reports.



- *Report on how Probation is spending the additional \$1.4 million approved to their EMP budget by the BOS in October 2021. Report about how Probation is spending the Judicial Council funding as it relates to EM as well as any other funds used for pretrial EM, including AB 109 funds (See Attachment)*

The total expenditures for electronic monitoring are as follow:

- **Last fiscal year 2020-21 \$478,464**
- **Current fiscal year as of Q3 \$542,790**

Please refer to the attachment for the detailed information.

Los Angeles Pretrial Pilot Program
Probation Dept. Overview

Table 4 Los Angeles Pretrial Pilot Probation Dept. FY 20-21 Actual Expenses (as of 7/31/2021)														
Probation Dept. Expenses	Jun-20	Jul-20	Aug-20	Sep-20	Oct-20	Nov-20	Dec-20	Jan-21	Feb-21	Mar-21	Apr-21	May-21	Jun-21	Total
Personnel Salaries & Benefits		15,152	16,246	14,710	12,039	10,172	13,830	16,866	19,133	16,159	15,137	16,297	18,262	184,003
Sheriff Services	1,887	7,521	7,521	7,235	7,807	7,071	7,685	7,705	12,079	13,080	11,649	9,606	11,609	112,454
Monitoring Services (STOP LLC)	460	6,836	15,115	23,842	30,275	34,118	37,916	43,301	46,995	55,003	57,963	63,021	63,618	478,464
Social Services (P180)	2,736	12,658	13,761	14,035	15,113	18,035	21,457	20,314	19,230	21,270	38,912	21,585	22,743	241,849
Total	5,083	42,167	52,644	59,822	65,235	69,396	80,887	88,186	97,436	105,512	123,661	110,510	116,231	1,016,770
Probation Dept. Personnel Hours		477	511	454	358	320	428	526	591	492	464	489	560	5,666

Table 5 Los Angeles Pretrial Pilot Probation Dept. FY 21-22 Actual Expenses (as of 05/01/2022)														
Probation Dept. Expenses		Jul-21	Aug-21	Sep-21	Oct-21	Nov-21	Dec-21	Jan-22	Feb-22	Mar-22	Apr-22	May-22	Jun-22	Total
Personnel Salaries & Benefits		18,718	18,940	17,532	16,804	15,127	16,306	18,095	17,538	18,688				157,747
Sheriff Services		12,209	11,384	10,876	9,120	9,734	9,945	9,628	9,861					82,757
Monitoring Services (STOP LLC)		69,001	68,470	60,662	61,175	53,839	57,653	60,658	52,131	59,200				542,790
Social Services (P180)		21,911	20,996	25,838	26,617	27,389	(9,994)	62,575	25,906	31,308				232,545
Total	-	121,840	119,790	114,908	113,717	106,088	73,910	150,955	105,436	109,196	-	-	-	1,015,839
Probation Dept. Personnel Hours		550	521	523	508	468	486	536	521	553				4,665